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7 Attorneys for Defendant
RITA MARIE LAVELLE

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10 UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 WESTERN DIVISION
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UNITED STATES OF AMERICA,
Plaintiff,
v.
RITA MARIE LAVELLE,
Defendant.

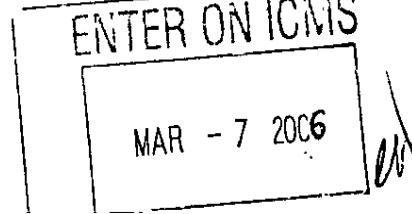
NO. CR 04-374-SJO
[PROPOSED] ORDER

GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED that in its position paper regarding the Ameline remand in this case, counsel is permitted to rely on arguments and evidence that were not part of the record at the time of the original sentencing in this case, so long as the arguments and evidence could have been developed at the time of the original sentencing. Specifically, the defense is permitted to rely on the report of the psychological evaluation of Ms. Lavelle.

DATED: February 28 2006

SJOT
HONORABLE S. JAMES OTERO
United States District Judge

cc: USPO
PTS



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1 - PROOF OF SERVICE

2 I, the undersigned, declare that I am a resident or employed
3 in Los Angeles County, California; that my business address is the
4 Office of the Federal Public Defender, 321 East 2nd Street, Los
5 Angeles, California 90012-4202; that I am over the age of eighteen
6 years; that I am not a party to the above-entitled action; that I
7 am employed by the Federal Public Defender for the Central District
8 of California, who is a member of the Bar of the United States
9 District Court for the Central District of California, and at whose
10 direction I served a copy of the **[PROPOSED] ORDER**.

11 On February 27, 2006, following ordinary business practice,
12 service was:

13 [x] Placed in a closed envelope, for collection and hand-delivery by our internal staff, addressed as follows:
14 [] By hand-delivery addressed as follows:
15 [] Placed in a sealed envelope for collection and mailing via United States Mail, addressed as follows:
16 [] By facsimile as follows:

17 Dorothy C. Kim
18 Assistant United States Attorney
United States Court House
19 312 North Spring Street, Suite 1304
Los Angeles, California 90012

20 This proof of service is executed at Los Angeles, California,
21 on February 27, 2006.

22 I declare under penalty of perjury that the foregoing is true
23 and correct to the best of my knowledge.

24
25 
26 Carmen I. Cardenas
27
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